

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the Matter of the Cancellation of the)	
Certificate of Service Authority of)	<u>File No. LD-2015-</u>
Pac-West Telecomm, Inc.)	<u>Tariff No. YL-2011-0451</u>

**MOTION TO CANCEL CERTIFICATE OF
SERVICE AUTHORITY AND TARIFF**

COMES NOW the Staff of the Missouri Public Service Commission and moves for the Missouri Public Service Commission (Commission) to cancel the certificate of competitive basic local and interexchange telecommunications service authority of Pac-West Telecomm, Inc. ("the Company") and states as follows:

1. On May 23, 2011, the Commission granted a certificate of interexchange and competitive basic local telecommunications service authority to the Company in Case No. LA-2011-0283. It has a currently effective tariff, YL-2011-0451.

2. On April 21, 2015, the Company's successor in interest notified the Commission that the Company no longer provided telecommunications services in Missouri (see the attached).

3. The Commission has the authority to cancel a telecommunications certificate pursuant to Section 392.410.5 RSMo 2000, which provides "[a]ny certificate of service authority may be altered or modified by the commission after notice and hearing, upon its own motion or upon application of the person or company affected."

4. The Commission need not hold a hearing, if, after proper notice and opportunity to intervene, no party requests such a hearing. *State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission*, 776 S.W.2d 494 (Mo. App. W.D. 1989).

WHEREFORE, the Staff respectfully recommends the Commission cancel the certificates of service authority of Pac-West Telecomm, Inc. to provide competitive basic local and interexchange telecommunications service in Missouri and cancel tariff YL-2011-0451.

Respectfully submitted,



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Missouri Public Service Commission
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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 3rd day of June, 2015.



From: Collin Greene [mailto:cgreene@tncii.com]
Sent: April 21, 2015 12:40 PM
To: Davis, Helen; Regulatory
Cc: Stockman, Lisa
Subject: RE: Reminder: 2014 Statement of Revenue (Pac-West Telecomm, Inc.)

Hello Helen,

TNCI Op. Co. LLC purchased the Pac West assets out of Bankruptcy in September 2013; thus we do not file on behalf of Pac West. TNCI is current with all Missouri regulatory filings.

Regards,

Collin Greene
Controller
TNCI Operating Company LLC
Direct (805) 456-1074
www.tncii.com



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From: Davis, Helen [mailto:helen.davis@psc.mo.gov]
Sent: Tuesday, April 21, 2015 9:02 AM
To: Regulatory
Cc: Stockman, Lisa
Subject: Reminder: 2014 Statement of Revenue (Pac-West Telecomm, Inc.)
Importance: High

On January 31, 2015 a letter and a Statement of Revenue form were mailed to Pac-West Telecomm, Inc. requesting a report of the company's calendar year 2014 gross intrastate operating revenue to the Missouri Public Service Commission by March 31, 2015. As of this date, we have not received the 2014 Statement of Revenue. Gross intrastate operating revenue related to the telephone (CLEC/IXC) service this company provides is to be reported in compliance with the provision of Section 386.370 RSMo.

Please report, to the nearest dollar, gross intrastate operating revenue for the 2014 calendar year on the attached Statement of Revenue form. **Forward one notarized copy of the form to the Budget and Fiscal Services Department at the address indicated on the form or submit an electronic copy as a Non-Case Related Submission in EFIS by May 5, 2014.** If you prefer, you may use the Adobe fillable form of the Statement of Revenue from the Missouri Public Service Commission website at www.psc.mo.gov/forms.

If your company had zero gross intrastate operating revenue for calendar year 2014, please indicate such on the Statement of Revenue form and indicate whether you wish to retain your operating certificate.

If you do not complete and return a Statement of Revenue form, your company's operating revenue will be estimated and your assessment will be calculated based upon this estimated gross revenue figure.

Please contact me if you have any questions regarding the Statement of Revenue.

Helen Davis

Mo. Public Service Commission
Budget & Fiscal Services
P.O. Box 360
Jefferson City, MO 65102
Telephone: (573)751-4274